



Docket No. 11741.01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4
4-3-98
C. Brown

IN THE PATENT APPLICATION OF:

APPLICANT : DAVID M. MORSE ET AL.

SERIAL NO : 08/844,879

ART UNIT: 3202

FILED : April 22, 1997

EXAMINER: **RECEIVED**

FOR : DIRECTIONAL JUMPER CABLES

APR 02 1998

GROUP 2200

BOX NON-FEE RESPONSE
ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, DC 20231

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RESPONSE TO ELECTION REQUIREMENT

Sir:

In the Office Action dated February 23, 1998, the Examiner required an election of species under 35 U.S.C. § 121 prior to an examination on the merits of the application. The separate species identified by the Examiner are the embodiments of Figures 1 and 3 (designated as "Species 1"), and Figure 2 (Species 2).

Consonant with the Examiner's requirement, ~~Applicants~~
~~provisionally elect with traverse for further prosecution the~~
~~embodiment shown in Fig. 2, designated as "Species 2."~~ Claims 1-6
are considered to be readable on the elected embodiment.

Notwithstanding the propriety of the election requirement for examination purposes, it should be pointed out that such a requirement is discretionary on the part of the Examiner and Applicant should be entitled to a consideration of a reasonable